## UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

IN RE NEW ENGLAND COMPOUNDING PHARMACY, INC. PRODUCTS LIABILITY LITIGATION	) ) ) ) MDL No. 2419
THIS DOCUMENT RELATES TO:	) Dkt. No 1:13-md-2419 (RWZ)
All cases naming Saint Thomas Outpatient Neurosurgical Center, LLC	) ) )

# Joint Status Report Regarding Motions to Strike Matthew Lee as Case-Specific Expert and Bill Mixon's Supplemental Report

Saint Thomas Outpatient Neurosurgical Center, LLC; Howell Allen Clinic, a Professional Corporation; John Culclasure, MD; Debra Schamberg, RN, CNOR; and Vaughan Allen, MD ("STOPNC Defendants") and the Plaintiffs' Steering Committee provide this joint status report in response to the Court's electronic order at Doc. 2891.

As directed by the Court, counsel for the parties discussed resolution of the motions, but do not agree, and submit the issues raised in the motions regarding Matthew Lee [Doc. 2769] and William Mixon [Doc. 2829] to the honorable Court for rulings.

Respectfully submitted,

#### GIDEON, COOPER & ESSARY, PLC

/s/ Chris J. Tardio

C.J. Gideon, Jr.\* Chris J. Tardio\* Alan S. Bean\*\* Matthew H. Cline\* 315 Deaderick Street, Suite 1100 Nashville, TN 37238

Ph: (615) 254-0400 Fax: (615) 254-0459

chris@gideoncooper.com

#### Attorneys for the STOPNC Defendants

\* Admitted pursuant to MDL Order No. 1.

<u>s/ Mark P. Chalos</u>

Mark P. Chalos LIEFF CABRASER HEIMANN BERNSTEIN, LLP 150 Fourth Avenue North, Suite 1650 Nashville, TN 37219-2417

Ph: (615) 313.9000 Fax: (615) 313.9965 mchalos@lchb.com

Plaintiffs' Steering Committee and Federal/State Liaison

### **CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the CM/ECF system will be served electronically to the registered participants identified on the Notice of Electronic Filing and copies will be e-mailed or mailed via regular U.S. mail to those participants identified as unregistered this 20<sup>th</sup> day of May, 2016.

> /s/ Chris J. Tardio Chris J. Tardio

<sup>\*\*</sup> Admitted pro hac vice.